#### FILED U.S. DISTRICT COURT DISTRICT OF NEBRASKA

United States District CourOFFICE OF THE GLERK

## 8:24CV116

# 2021 PETELION UNDER 280 U.S.C. § 2254 FOR WRIT OF HABEAS CORPUS BY A PERSON IN STATE CUSTODY

District:

Name	(under which you were con	victed):		,		Docket or Case No.:
Ri	shard A. G.	risinald				CR67-154
Place o	of Confinement: Te	wmsch	Correction	1 Fai	1.74	Prisoner No.: 68171
1 -	Box 900, Tecur					
	ner (include the name unde	-		Res	spondent	t (authorized person having custody of petitioner)
			•	v.		
Ric	hard A. Gni	swold			J.	in Pillen
The At	torney General of the	State of: M	lichael T.	Hila	205#	F24483
				•		
			PET	TITION		
1.						on you are challenging:
	Gage Count	y Distri	it Court,	612	Grant	F. Rm 303, Bestvice, NE 68310
	Nebraska Sc	preme Co	art, 2413.	State	Capito	t, Rm 303, Bertvile, NE 68310 1, Po. Box 98910, Lunda, NE 6850
			, 		<u> </u>	
	(b) Criminal docket	or case numb	er (if you know):	CP	67-	-154 / 5-23-000688
2.	(a) Date of the judg	ment of convi	ction (if you know	r):		
	(b) Date of sentenci	ing: <u>Jul</u>	y 28, 200	<u>8</u>		
3.	Length of sentence:	<u>Life</u>	+ 50 year	<b>5</b>		
4.	In this case, were yo	ou convicted o	n more than one o	ount or o	f more th	han one crime? Ø Yes 🗆 No
5.	Identify all crimes of	of which you v	vere convicted and	l sentence	d in this	case: (1) Murder in First degree
	(ant (2) U	se of h	eapon to G	ammi	f a!	Felony
		·	<u> </u>			7
6.	(a) What was your p	olea? (Check o	ne)			
		<b>A</b> (1)	Not guilty	0	(3)	Nolo contendere (no contest)
		<b>(2)</b>	Guilty		(4)	Insanity please IVED
						APR - 1 2024 Page 2 of 16

U.S. DISTRICT COURT

you plead	guilty to a	ınd wl	at did y	ou plead	l not guilty	y to?	Plead	_Mc	94 Q	مالن	to	both	Cas
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_		•		<u> </u>									
<del></del>													
						- <u>-</u>							·
(c) If you	went to tri	al, wh	at kind	of trial d	lid you hav	ve? (C	heck one)				,		
	ø Jury	σ	Judge	only									
Did you to	estify at a p	oretria	l hearing	g, trial, o	or a post-tr	ial he	aring?						
	☐ Yes	Ø	No										
Did you a	ppeal from	the ju	dgment	t of conv	viction?								
	Z Yes	0	No										
If you did	appeal, an	swer t	he follo	wing:									
(a) Name	of court:	N	eb~s	٧	S. Drew	~_	Court						
(b) Docke	t or case n								•		_		
(c) Result	;	1	LEC.	med	Jouer	· (c	out	-					
(d) Date o	f result (if	you k			/							-	
(e) Citatio	n to the ca	se (if	ou kno	w):		/							
(f) Ground	(f) Grounds raised: - Excesive Sentence on (Direct Appeal)												
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Vaid							eviden					Post	Ann
	·	).	.,	TINGL!	4.0//			1	# 11- <i>6</i> 2	C"			· · W
		•				•			-		-		
(g) Did yo	u seek furt	her re	view by	a highe	r state cou	rt?	O Y	es	Ø'N	o .		· <del></del>	
Ii	yes, answ	er the	followi	ng:				·					
(1	) Name of	court	:	/									
(2	2) Docket	or case	numbe	er (if you	know):		/		_				

(4) Date of result (if you know):  (5) Citation to the case (if you know):  (6) Grounds raised:	
(5) Citation to the case (if you know):	
(0.5. )	
(h) Did you file a petition for certiorari in the United States Supreme Court?	
If yes, answer the following:	
(1) Docket or case number (if you know):	
(2) Result:	- <u>-</u>
(3) Date of result (if you know):	
(4) Citation to the case (if you know):	
10. Other than the direct appeals listed above, have you previously filed any other petitions, applications, or motions	
concerning this judgment of conviction in any state court?	
11. If your answer to Question 10 was "Yes," give the following information:	
(a) (1) Name of court: Gage County District Court	
(2) Docket or case number (if you know):	
(3) Date of filing (if you know):	<u>.</u>
(4) Nature of the proceeding:	
(5) Grounds raised: inescentive Asstance of Course for	llowing
Cart to proceed without Compatancy hearing after	
ordered evaluation.	
·	
(6) Did you receive a hearing where evidence was given on your petition, application, or motion?	
□ Yes No /	
(7) Result: Drovedual for time box	

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AO 241 (Rev. 09/17)
(8) Date of result (if you know):
(b) If you filed any second petition, application, or motion, give the same information:
(1) Name of court:
(2) Docket or case number (if you know):
(3) Date of filing (if you know):
(4) Nature of the proceeding:
(5) Grounds raised:
(6) Did you receive a hearing where evidence was given on your petition, application, or motion?
☐ Yes ☐ No
(7) Result:
(8) Date of result (if you know):
(c) If you filed any third petition, application, or motion, give the same information:
(1) Name of court:
(2) Docket or case number (if you know):
(3) Date of filing (if you know):
(4) Nature of the proceeding:
(5) Grounds raised:
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AO 241 (F	Rev. 09/17)
	(6) Did you receive a hearing where evidence was given on your petition, application, or motion?
	☐ Yes ☐ No
	(7) Result:
	(8) Date of result (if you know):
	(d) Did you appeal to the highest state court having jurisdiction over the action taken on your petition, application,
	or motion?
	(1) First petition: Yes
	(2) Second petition:  Yes  No
	(3) Third petition: Yes  No
	(e) If you did not appeal to the highest state court having jurisdiction, explain why you did not:
	For this petition, state every ground on which you claim that you are being held in violation of the Constitution, laws, or treaties of the United States. Attach additional pages if you have more than four grounds. State the facts supporting each ground. Any legal arguments must be submitted in a separate memorandum.
	CAUTION: To proceed in the federal court, you must ordinarily first exhaust (use up) your available state-court remedies on each ground on which you request action by the federal court. Also, if you fail to set forth all the grounds in this petition, you may be barred from presenting additional grounds at a later date.
groun wt do	ne, after ordered evaluation, prior to Sentence and Conviction 14th American
	orting facts (Do not argue or cite law. Just state the specific facts that support your claim.):
Judge	Paul W. Korsland granted leave for Oceandart to be evaluated for
Compe	tency. This was done by Mario J. Scalona on or around December
	7. In his evaluation he Stated "Therefore, it is the opinion of the
nder5	ugned that Mr. Griswold is not competent to Stand trial at this time."
Post E	ixLb. 1 #1) Judge Paul w. horsland proceeded to trial without any hearing
hidate	ing my 14th Amendment right of due process
(b) If you	a did not exhaust your state remedies on Ground One, explain why:
· · · · · · · · ·	
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AO 241 (Rev. 09/17) (c) Direct Appeal of Ground One: (1) If you appealed from the judgment of conviction, did you raise this issue? □ No (2) If you did not raise this issue in your direct appeal, explain why: (d) Post-Conviction Proceedings: (1) Did you raise this issue through a post-conviction motion or petition for habeas corpus in a state trial court? ✓ Yes □ No (2) If your answer to Question (d)(1) is "Yes," state: Type of motion or petition: Name and location of the court where the motion or petition was filed: Lourt, 612 Grant, Room 303, Beating, NE 68310 Docket or case number (if you know): Date of the court's decision: August 9, 2023 Not available Result (attach a copy of the court's opinion or order, if available): (3) Did you receive a hearing on your motion or petition? No (4) Did you appeal from the denial of your motion or petition? No (5) If your answer to Question (d)(4) is "Yes," did you raise this issue in the appeal? No (6) If your answer to Question (d)(4) is "Yes," state: Name and location of the court where the appeal was filed: 2413 State Capital, P.O. Box 98910, Lincoln, NE 68509 Docket or case number (if you know): 5-23-000 687 Date of the court's decision: Date of the court's decision: 

\[ \sum\_{\text{court's opinion or order. if available}} \]

Result (attach a copy of the court's opinion or order. if available):

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	to anhaust your state remedies on Ground One:
sea	to exhaust your state remedies on Ground One:
	·
RO	OUND TWO:
	- No. 3
) Տւ	apporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):
) If	you did not exhaust your state remedies on Ground Two, explain why:
) If	you did not exhaust your state remedies on Ground Two, explain why:
) If	
) If	
) If	
	Direct Appeal of Ground Two:
	Direct Appeal of Ground Two:  (1) If you appealed from the judgment of conviction, did you raise this issue?   Yes   No
	Direct Appeal of Ground Two:  (1) If you appealed from the judgment of conviction, did you raise this issue?   Yes   No
	Direct Appeal of Ground Two:  (1) If you appealed from the judgment of conviction, did you raise this issue?   Yes   No
	Direct Appeal of Ground Two:  (1) If you appealed from the judgment of conviction, did you raise this issue?   Yes  No  (2) If you did not raise this issue in your direct appeal, explain why:
	Direct Appeal of Ground Two:  (1) If you appealed from the judgment of conviction, did you raise this issue?
	Direct Appeal of Ground Two:  (1) If you appealed from the judgment of conviction, did you raise this issue?
	Direct Appeal of Ground Two:  (1) If you appealed from the judgment of conviction, did you raise this issue?
	Direct Appeal of Ground Two:  (1) If you appealed from the judgment of conviction, did you raise this issue?

	Result (attach a copy of the court's opinion or order, if available):				
	(3) Did you receive a hearing on your motion or petition?		Yes	, 🗖	No
	(4) Did you appeal from the denial of your motion or petition?		Yes	0	No
	(5) If your answer to Question (d)(4) is "Yes," did you raise this issue in the appeal?	┚	Yes	٥	No
	(6) If your answer to Question (d)(4) is "Yes," state:		•		
	Name and location of the court where the appeal was filed:				
	Docket or case number (if you know):				
	Date of the court's decision:				
	Result (attach a copy of the court's opinion or order, if available):			,	
	<u></u>				
	(7) If your answer to Question (d)(4) or Question (d)(5) is "No," explain why you did	not r	aise this	issue:	
	Other Remedies: Describe any other procedures (such as habeas corpus administrati	ve re	medies	etc.) th	nat von
	Other Remedies: Describe any other procedures (such as habeas corpus, administrati	ve re	medies,	etc.) th	nat you
	Other Remedies: Describe any other procedures (such as habeas corpus, administrati have used to exhaust your state remedies on Ground Two:	ive re	medies,	etc.) th	at you
		ve re	medies,	etc.) th	aat you
		ve re	medies,	etc.) th	aat you
		ive re	medies,	etc.) th	at you
oun	have used to exhaust your state remedies on Ground Two:  The Three:		medies,	etc.) th	at you
UN	have used to exhaust your state remedies on Ground Two:		medies,	etc.) th	aat you
UN	have used to exhaust your state remedies on Ground Two:  The Three:		medies,	etc.) th	aat you
UN	have used to exhaust your state remedies on Ground Two:  The Three:		medies,	etc.) th	at you
oun	have used to exhaust your state remedies on Ground Two:  The Three:		medies,	etc.) th	at you

Direct Appeal of Ground Three:							
(1) If you appealed from the judgment of conviction, did you raise this issue?	O	Yes	□ No				
(2) If you did not raise this issue in your direct appeal, explain why:							
Post-Conviction Proceedings:							
(1) Did you raise this issue through a post-conviction motion or petition for habeas co	rpus	in a state	trial cour				
☐ Yes ☐ No							
(2) If your answer to Question (d)(1) is "Yes," state:							
Type of motion or petition:							
Name and location of the court where the motion or petition was filed:							
Docket or case number (if you know):							
Date of the court's decision:							
Result (attach a copy of the court's opinion or order, if available):							
(3) Did you receive a hearing on your motion or petition?	ø	Yes	☐ No				
(4) Did you appeal from the denial of your motion or petition?	۵	Yes	☐ No				
(5) If your answer to Question (d)(4) is "Yes," did you raise this issue in the appeal?	٥	Yes	□ No				
(6) If your answer to Question (d)(4) is "Yes," state:							
Name and location of the court where the appeal was filed:							
Docket or case number (if you know):							
Date of the court's decision:							
Result (attach a copy of the court's opinion or order, if available):							

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AU 24	1 (Kev. 09/17)
	(7) If your answer to Question (d)(4) or Question (d)(5) is "No," explain why you did not raise this issue:
(e)	Other Remedies: Describe any other procedures (such as habeas corpus, administrative remedies, etc.) that you have used to exhaust your state remedies on Ground Three:
GRO	ound four: None
(a) Sı	apporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):
	•
(L) IC	
(0) 11	you did not exhaust your state remedies on Ground Four, explain why:
(c)	Direct Appeal of Ground Four:
	(1) If you appealed from the judgment of conviction, did you raise this issue?
	(2) If you did not raise this issue in your direct appeal, explain why:
	·
(d)	Post-Conviction Proceedings:
	(1) Did you raise this issue through a post-conviction motion or petition for habeas corpus in a state trial court?
	□ Yes □ No
	(2) If your answer to Question (d)(1) is "Yes," state:
	Type of motion or petition:

Docket or case number (if you know):			
Date of the court's decision:			
Result (attach a copy of the court's opinion or order, if available):			
(3) Did you receive a hearing on your motion or petition?		Yes	
(4) Did you appeal from the denial of your motion or petition?	0	Yes	O No
(5) If your answer to Question (d)(4) is "Yes," did you raise this issue in the appeal?	0	Yes	
(6) If your answer to Question (d)(4) is "Yes," state:			
Name and location of the court where the appeal was filed:			
Docket or case number (if you know):			
Date of the court's decision:			
			-
(7) If your answer to Question (d)(4) or Question (d)(5) is "No," explain why you did	not r	aise this	issue:
Other Remedies: Describe any other procedures (such as habeas corpus, administrati	ve re	medies,	etc.) that
have used to exhaust your state remedies on Ground Four:			

(a) Have all grounds for relief that you have raised in this petition been presented to the highest state court having jurisdiction? Yes No  If your answer is "No," state which grounds have not been so presented and give your reason(s) for not presenting them:  (b) Is there any ground in this petition that has not been presented in some state or federal court? If so, whi ground or grounds have not been presented, and state your reasons for not presenting them:  All growts presented to have a federal court regarding the conviction that you challenge in this petition? Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging? Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issues raised.	having jurisdiction?	Please	answer these additional questions about the petition you are filing:
If your answer is "No," state which grounds have not been so presented and give your reason(s) for not presenting them:  (b) Is there any ground in this petition that has not been presented in some state or federal court? If so, whi ground or grounds have not been presented, and state your reasons for not presenting them:  All grows previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?  Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?  Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issues raised.	If your answer is "No," state which grounds have not been so presented and give your reason(s) for not presenting them:  (b) Is there any ground in this petition that has not been presented in some state or federal court? If so, wh ground or grounds have not been presented, and state your reasons for not presenting them:  All grows previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?	(a)	Have all grounds for relief that you have raised in this petition been presented to the highest state court
If your answer is "No," state which grounds have not been so presented and give your reason(s) for not presenting them:  (b) Is there any ground in this petition that has not been presented in some state or federal court? If so, whi ground or grounds have not been presented, and state your reasons for not presenting them:  All grows freshed to habest from them.  Have you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?  Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?  Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issueraised.	If your answer is "No," state which grounds have not been so presented and give your reason(s) for not presenting them:  (b) Is there any ground in this petition that has not been presented in some state or federal court? If so, wh ground or grounds have not been presented, and state your reasons for not presenting them:  All grows previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?		having jurisdiction? Yes
(b) Is there any ground in this petition that has not been presented in some state or federal court? If so, whi ground or grounds have not been presented, and state your reasons for not presenting them:  All grows presented to habest court.  Have you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?  Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging? Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issues raised.	(b) Is there any ground in this petition that has not been presented in some state or federal court? If so, wh ground or grounds have not been presented, and state your reasons for not presenting them:  All grows presented to have the federal court regarding them:  Have you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?  Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging? Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issuaded.		If your answer is "No," state which grounds have not been so presented and give your reason(s) for not
(b) Is there any ground in this petition that has not been presented in some state or federal court? If so, whi ground or grounds have not been presented, and state your reasons for not presenting them:  All grows presented to have the have you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?  Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?  Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issues raised.	(b) Is there any ground in this petition that has not been presented in some state or federal court? If so, where ground or grounds have not been presented, and state your reasons for not presenting them:  All grows presented to highest fourth.  Have you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?  Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?  Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the iss raised.		presenting them:
Brounds freshold to highest form to present the first form that you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?   Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?  Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issues raised.	ground or grounds have not been presented, and state your reasons for not presenting them:  All grows presented to highest fourth.  Have you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?    Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a copy of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?    Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issuesticated.		
Brounds freshold to highest four reasons for not presenting them:  All grounds freshold to highest four that you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?  Yes  No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issues raised.	ground or grounds have not been presented, and state your reasons for not presenting them:  All grows presented to highest fourth.  Have you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?    Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a copy of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?    Yes No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issuesticated.		
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16.	Give the name and address, if you know, of each attorney who represented you in the following stages of the		
	judgment you are challenging:  (a) At preliminary hearing:  Not known		
	(b) At arraignment and plea: Not known		
	(c) At trial: Not Known		
	(d) At sentencing: Not Vnown		
	(e) On appeal: Not Known		
	(f) In any post-conviction proceeding: No attorney appointed		
	(g) On appeal from any ruling against you in a post-conviction proceeding:		
17.	Do you have any future sentence to serve after you complete the sentence for the judgment that you are challenging?  O Yes No  No  (a) If so, give name and location of court that imposed the other sentence you will serve in the future:		
	(b) Give the date the other sentence was imposed:  (c) Give the length of the other sentence:  (d) Have you filed, or do you plan to file, any petition that challenges the judgment or sentence to be served in the		
	future?		
18.	TIMELINESS OF PETITION: If your judgment of conviction became final over one year ago, you must explain		
	why the one-year statute of limitations as contained in 28 U.S.C. § 2244(d) does not bar your petition.*		
	Claim was never determined in any postconviction proceeding.		
	resided this claim based on "void Judgmont" that can be brought		
	In any proceeding at any times. Nebrasta law allows me to bring		
	proceeding. These Case law presentance were ignored by the		

State Court's of Nelsrosta, Any lapse of time will not be				
State Court's of Nebrosta. Any lapse of time will not be a bar to my motion to vocate void Judgment. Thus my petition of habours corpus pursuant to 28 U.S.C. 3 2244(d) Should not be a				
of habeas carpors pursuant to 28 U.S.C. & 2244(d) Should not be a				
bac.				
I believe I Call order the exeption of Justice to requires				
rather than the rule,				
<del></del>				
<del></del>				

- (1) A one-year period of limitation shall apply to an application for a writ of habeas corpus by a person in custody pursuant to the judgment of a State court. The limitation period shall run from the latest of -
  - (A) the date on which the judgment became final by the conclusion of direct review or the expiration of the time for seeking such review;
  - (B) the date on which the impediment to filing an application created by State action in violation of the Constitution or laws of the United States is removed, if the applicant was prevented from filing by such state action;
  - (C) the date on which the constitutional right asserted was initially recognized by the Supreme Court, if the right has been newly recognized by the Supreme Court and made retroactively applicable to cases on collateral review; or
  - (D) the date on which the factual predicate of the claim or claims presented could have been discovered through the exercise of due diligence.

<sup>\*</sup> The Antiterrorism and Effective Death Penalty Act of 1996 ("AEDPA") as contained in 28 U.S.C. § 2244(d) provides in part that:

## 8:24-cv-00116-JFB-PRSE Doc # 1 Filed: 04/01/24 Page 15 of 17 - Page ID # 15

(		The time during which a properly filed application for State post-conviction or other collateral review with respect to the pertinent judgment or claim is pending shall not be counted toward any period of limitation under this subsection.
Therefore	, petitio	ner asks that the Court grant the following relief: To find the Politimer's Sentence
and Co	noich	ion are void due to a KI Amendment violation of due process
pri for	جنبرس	an incompensant person to Stand trial.
or any oth	er relief	to which petitioner may be entitled.
		Signature of Attorney (if any)
I declare (	or certif	ly, verify, or state) under penalty of perjury that the foregoing is true and correct and that this Petition for
WILLOIDE	abeas C	orpus was placed in the prison mailing system on March 9, 2024 (month, date, year).
		Λ <sub>2</sub> ,
Executed (	(signed)	on March 9, 2024 (date).
		A A A A A A A A A A A A A A A A A A A
		Signature of Patition or
		Signature of Petitioner
If the person	on signi -	ng is not petitioner, state relationship to petitioner and explain why petitioner is not signing this petition.

Richard A Griswold #68171 Po. Box 900 Tecumseh NE 68450-0900









Legal-Mail

NOTICE! THIS COLRESPONDERIGE
WAS MAILED BY AN INLINE COME? ED
IN AN INSTITUTION OF CHECKED BY
THE NEPRYSKY OLD ARTIVERS OF
CORRECTIONAL SERVICES. ITS CONTENT
ARE UNDER SIGNED.

0.5. District Court Clerk
Roman L. Hrusta U.S. Courthouse
111 5 18th Plz # 1152
Omaha, NE 68/02

RECEIVED

APR -1 2024

U.S. DISTRICT COURT

<u>հիկներին Արևին հիկների հերևին անգարին իր</u>

Mailed on 3-9-24

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